

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

February 22, 2010

DIVISION THREE

Court convened at 1:30 p.m.

Present: Klein, P.J., Croskey, J., Kitching, J. and Zaida G. Clayton, Deputy Clerk.

B218956 Patrick Kirk, et al.
 v.
 First American Title Insurance

Merits:

Argued by Lisa Perrochet for appellants; Bernie Bernheim for respondents, Elwood Lui amicus curiae in support of appellants and Ronald E. Mallen amicus curiae in support of respondents. Submission deferred pending filing of response to amicus curiae briefs.

Court adjourned.

B204878 Superior Dispatch, Inc.
 v.
 Insurance Corporation of New York

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

DIVISION FOUR

B213122 Norcal Mutual Insurance Company (Not for Publication)
v.
Certain Underwriters at Lloyd's of London, et al.

The order granting summary adjudication of NORCAL's negligence cause of action is affirmed. The judgment is reversed as to the causes of action for breach of contract and bad faith denial of insurance coverage. The matter is remanded to the trial court for further proceedings. Costs on appeal are awarded to NORCAL.

Willhite, Acting P.J.

We concur: Suzukawa, J.
 Mallano, J. (Assigned)

B213052 People (Not for Publication)
v.
Whitman and Brown

The judgment as to defendant Brown is affirmed. The judgment as to defendant Whitman is modified so as to impose a single 5-year enhancement for the prior serious felony conviction (§ 667, subd. (a)) as part of the total aggregate sentence, and to strike the prior prison term enhancement (§ 667.5, subd. (b)), resulting in an aggregate sentence of 39 years, 4 months. The clerk of the superior court is ordered to send an amended abstract of judgment reflecting these changes to the Department of Corrections and Rehabilitation. As so modified, the judgment as to defendant Whitman is affirmed.

Willhite, J.

We concur: Epstein, P.J.
 Manella, J.

DIVISION FOUR (continued)

B215580 People (Not for Publication)
v.
Rodarte

The sentences imposed on counts one and three are stayed pursuant to section 654. In all other respects, the judgment is affirmed. The clerk of the superior court is directed upon issuance of the remittitur to prepare a corrected abstract of judgment as set forth in this opinion and to forward it to the Department of Corrections and Rehabilitation.

Manella, J.

We concur: Epstein, P.J.
Willhite, J.

B211975 People (Certified for Partial Publication)
v.
Singleton

The judgment is affirmed.

Manella, J.

We concur: Epstein, P.J.
Willhite, J.

B214115 2016 Riverside Drive, Inc. (Not for Publication)
v.
Pizarro et al.

The judgment is affirmed. Each party to bear their own costs.

Suzukawa, J.

We concur: Epstein, P.J.
Willhite, J.

DIVISION FOUR (continued)

B210249 People (Not for Publication)
v.
Jaramillo

We direct the clerk of the superior court to prepare an amended abstract of judgment reflecting 1,272 days of custody credit and to forward a copy of the abstract to the Department of Corrections and Rehabilitation. As modified, the judgment is affirmed.

Suzukawa, J.

We concur: Epstein, P.J.
Manella, J.

B216270 Los Angeles County, D.C.F.S. (Certified for Publication)
v.
Craig C.

The juvenile court's orders are affirmed.

Suzukawa, J.

We concur: Epstein, P.J.
Willhite, J.

B211975 People
v.
Singleton

Filed order modifying opinion. (No change in the judgment)

DIVISION FIVE

B208953 Roland Pietro
v.
Adam Sacks

Filed order denying petition for rehearing. Mosk, J. would grant rehearing.

DIVISION SIX

B208586 People (Not for Publication)
v.
Jimmy Lee Hunter

The judgment is affirmed.

Perren, J.

We concur: Yegan, Acting P.J.
Coffee, J.

B212625 Sean Montgomery (Not for Publication)
v.
Heather Ward

The September 30, 2008, order is reversed. The June 13, 2008, order relinquishing jurisdiction over custody and visitation issues to the District Court of Tulsa County, Oklahoma, is reinstated. Montgomery is awarded costs on appeal.

Coffee, J.

We concur: Yegan, Acting P.J.
Perren, J.

DIVISION SIX (continued)

B209634 Jackie Warner Ringhof (Not for Publication)
 v.
 John F. Newman

The award of noneconomic damages is reversed and remanded for a new trial. In all other respects, judgment is affirmed. Each party is to bear his or her own costs on appeal.

Gilbert, J.

We concur: Yegan, Acting P.J.
 Coffee, J.

B211332 Schieffer (Not for Publication)
 v.
 DMV, etc.

The judgment denying the writ of mandate is affirmed. Costs to respondent.

Perren, J.

We concur: Gilbert, P.J.
 Yegan, J.

DIVISION SEVEN

B214593 People (Not for Publication)
 v.
 Daniels

The judgment is affirmed.

Zelon, J.

We concur: Perluss, P.J.
 Woods, J.

February 22, 2010 (Continued)

DIVISION SEVEN (continued)

B211247 People (Not for Publication)
v.
Campbell

The judgment is affirmed.

Zelon, J.

We concur: Perluss, P.J.
Jackson, J.

[illegible]

The judgment is affirmed.

Zelon, J.

We concur: Perluss, P.J.
Woods, J.

DIVISION EIGHT

B207865 Oaktree Capital Management L.O., et al. (Certified for Publication)
v.
Russel S. Bernard

The judgment confirming the arbitration award in favor of respondents is affirmed. Respondents to recover their costs on appeal.

Rubin, J.

We concur: Bigelow, P.J.
Flier, J.

DIVISION EIGHT (continued)

B212293 Samuel Orona (Not for Publication)
 v.
 Orquidea Maria Orona

The order is reversed and the matter is remanded for redetermination consistent with the principles expressed in this opinion. Orquidea Maria Orona shall recover her costs on appeal.

Mohr, J. (Assigned)

We concur: Rubin, Acting P.J.
 Flier, J.

B212410 Goldie
 v.
 Goldie

B219252 Goldie
 v.
 Goldie

Filed order consolidating above appeals. All documents and orders are retiled from B219252 to B212410